

State Of Hawaii  
DEPARTMENT OF LAND AND NATURAL RESOURCES  
Division of State Parks  
Honolulu, Hawaii  
September 11, 2009

Board of Land and Natural Resources  
State of Hawaii  
Honolulu, Hawaii

SUBJECT: Request for Special Use Permit from Hospice of Hilo to use the Large Pavilion and Certain Portions of the Wailoa River State Recreation Area in Hilo, Hawaii for their "2010 Celebration of Life" Fundraiser

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The Board has previously authorized the Hospice of Hilo to hold their annual Celebration of Life fundraisers at the Wailoa River State Recreation Area in Hilo, Hawaii.

The sixth annual Celebration of Life is scheduled for May 5, 2010. In their letter of March 18, 2009 (Exhibit A), Hospice of Hilo states that, the fundraiser will be selling chili and rice, soda and water (or equivalent) and Celebration of Life t-shirts. Hospice of Hilo will also be accepting donations for the *Lights of Remembrance* (floating lanterns) and walk pledges for their *Walk to Remember*, which will be held in conjunction with the Celebration of Life.

The Special Use Permit will be for May 18, 2010 only.

Hospice of Hilo is recognized as being exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1986, as amended.

The mission of Hospice of Hilo is to provide support, comfort and interdisciplinary care to the terminal ill and their loved ones and to provide education and grief support to the communities of the Big Island from Laupahoehoe Point in North Hilo to South Point in Ka'u.

"The primary source of funding for the hospice program is reimbursements from health insurance programs. Most health insurance plans include hospice as a covered benefit. The reimbursement rate of these plans is set by Medicare and Hospice of Hilo accepts these reimbursements as payment-in-full. Health plans reimbursements typically cover the cost of the Interdisciplinary Team, plus the cost of medications, medical supplies and equipment and lab services. For those patients without health insurance, Hospice of Hilo provides the services of the Interdisciplinary Team at no cost."

**ITEM E-1**

The copy of the submittal was sent to the Office of Hawaiian Affairs for their review (Exhibit B). They have no comments at this time.

Staff is recommending approval of Hospice of Hilo's request.

**RECOMMENDATION:**

That the Board approve the issuance of a Special Use Permit to Hospice of Hilo for their fundraiser entitled, "Celebration of Life" (Event) at the Wailoa River State Recreation Area (Event Site) in accordance with the representations above-mentioned and subject to the following conditions whereby the Permittee shall:

1. be allowed to collect money (i.e. pledges, donations, etc.) at the Event Site and to operate food concession and sell Hospice of Hilo related merchandise for the duration of the Special Use Permit, provided, the sale of alcoholic beverages is prohibited;
2. provide an appropriate number of security personnel for the Event;
3. obtain all necessary County of Hawaii and State of Hawaii permits including, but not limited to, permits from the Divisions of State Parks and Boating and Ocean Recreation;
4. procure and maintain, at its own cost and expense, in full force and effect throughout the term of this Special Use permit, commercial general liability insurance, in an amount of at least \$1,000,000.00 for each occurrence and \$2,000,000.00 aggregate, with an insurance company or companies licensed to do business in the State of Hawaii. The policy or policies of insurance shall name the State of Hawaii as an additional insured. The insurance shall cover the entire Event Site, including all grounds and all roadways or sidewalks on or adjacent to the Event Site in the use or control of the Permittee;
5. operate food service in compliance with all applicable State Department of Health rules and regulations and the Fire Code of the County of Hawaii;
6. waive any and all claims they may have against the State of Hawaii and its respective officers, agents and employees, and agrees to defend, hold harmless and indemnify the State of Hawaii and its respective officers, agents and employees from any suits, actions and claims arising out of and in any way connected with the activities permitted under the permit;

7. not obstruct or unreasonably interfere with the general public in their normal use of the Wailoa River State Recreation Area;
8. be liable for repairs, replacement and/or payment for any damages incurred at the Event Site during the period of this permit;
9. pay the appropriate large pavilion rental fee together with an applicable refundable deposit and a \$100 per day commercial rental fee;
10. be responsible for clean up of the Event Site and along the *Walk to Remember* route at the conclusion of the Event to the satisfaction of the Department;
11. provide supplies (i.e. toilet paper, soap, etc.) in the restrooms as needed, and shall monitor and clean the restroom on an hourly basis during the hours of the Event;
12. direct parking and traffic flow for the Event;
13. complete its Event, including clean up and vacate the Event Site prior to 12:00 midnight;
14. comply with any other conditions that may be imposed by the Department, the Board of Land and Natural Resources, the Chairperson and/or rule revisions adopted prior to the commencement of the Event.

Respectfully submitted,



Daniel S. Quinn  
State Parks Administrator

APPROVED FOR SUBMITTAL:



LAURA H. THIELEN, Chairperson

09-112

# HOSPICE of HILO

PARTNERS IN HOPE, SUPPORT, AND COMFORT

RECEIVED  
2009 MAY 20 P 2:30  
DIV OF STATE PARKS  
HILO, HI

ST ARKS DIV  
09 MAY 29 17:20

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Stephen K. Yamashiro, Esq.  
Honorable Terence T. Yoshioka

May 18, 2009

Stephen Thompson  
Department of Land and Natural Resources  
Division of State Parks  
P.O. Box 936  
Hilo, HI 96721

RE: Permit # H69703 (May 15, 2010 Hospice of Hilo Celebration of Life)

Aloha Mr. Thompson,

Thank you for your kokua in making the 2009 Celebration of Life possible. We greatly appreciate your efforts which helped to raise more than \$10,000 for hospice and provided a deeply meaningful opportunity for our community remember loved ones.

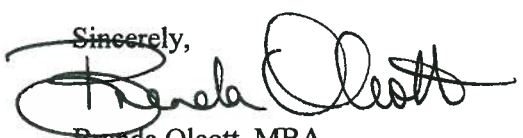
Plans to produce Hospice of Hilo's sixth annual *Celebration of Life* in 2010 are just beginning. We look forward to once again inviting generations across East Hawaii to participate in next year's celebration at Wailoa State Park. With your support, the Celebration's *Walk to Remember* and *Lights of Remembrance* activities will also raise needed funds to provide care to those facing illness in our community and vital support to their families.

Envisioned as a time when all ages and cultural traditions come together to celebrate the continuum of life through music, remembrance activities and education, the 2010 event will run from 3:30 – 8 p.m. In preparation for this event, we are requesting an exception to the approved permit to allow for money collection at the event from the following event activities:

- Chili/rice, soda and water sales (or equivalent)
- Celebration of Life T-Shirts sales
- Lights of Remembrance - luminaries (donations)
- Walk Pledges (donations)

Money collected at the event will directly benefit the many members of our community faced with the challenges of end-of-life, funding programs that support patients and families who are facing a terminal illness and services that support those grieving the loss of a loved one. Should you have any questions, I can be reached at 969-1733.

We thank you for your continued support of the mission of hospice and for helping us to celebrate life and community. Your consideration is greatly appreciated.

Sincerely,  


Brenda Olcott, MBA  
Director of Development and Community Outreach



1011 WAIANUENUE AVENUE, HILO, HI 96720-2019  
TELEPHONE: (808) 969-1733 • FACSIMILE: (808) 969-4863  
E-mail: hospice@hospiceofhilo.org      www.hospiceofhilo.org

2-5-11-4

EXHIBIT A

District  
Director

• Ron Hart  
Director of Development and  
Public Relations  
101 Aupuni St., PH 1014 B  
Hilo, HI 96720

Person to Contact  
Entity Control Unit  
Telephone Number  
(209) 452-4010  
Refer Reply to:  
Name Change Verification  
Date:  
May 22, 1998

re: Employer ID. #: 99-0218512  
fka: Hawaii Patient Enrichment, Inc.

• Dear Ron Hart:

This letter will serve as your acknowledgement of your organizations name change with the Internal Revenue Service. On or about March 1986, Hawaii Patient Enrichment, Inc. FEIN: 99-0218512 became known as Hospice of Hilo. The FEIN was retained and is currently valid.

Further verification was required to meet your funding needs as Letter 147C, attached, did not specify acknowledged name change. This letter is being sent to you per telephone verification with the Fresno Service Center Entity Control Unit on May 8, 1998.

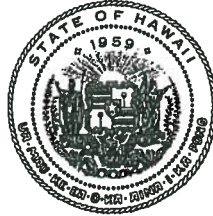
I hope that this information provided is sufficient. Please visit our office in The Hilo Lagoon Center, Suite 229-B during normal walk-in office hours if we may be of further assistance.

Sincerely,



Caryn A. Mine  
Taxpayer Service/Office Collection  
Representative

LINDA LINGLE  
GOVERNOR OF HAWAII



**STATE OF HAWAII**  
**DEPARTMENT OF LAND AND NATURAL RESOURCES**

DIVISION OF STATE PARKS  
POST OFFICE BOX 621  
HONOLULU, HAWAII 96809

July 28, 2009

LAURA H. THIELEN  
CHAIRPERSON  
BOARD OF LAND AND NATURAL RESOURCES  
COMMISSION ON WATER RESOURCE MANAGEMENT

RUSSELL Y. TSUJI  
FIRST DEPUTY

KEN C. KAWAHARA  
DEPUTY DIRECTOR - WATER

AQUATIC RESOURCES  
BOATING AND OCEAN RECREATION  
BUREAU OF CONVEYANCES  
COMMISSION ON WATER RESOURCE MANAGEMENT  
CONSERVATION AND COASTAL LANDS  
CONSERVATION AND RESOURCES ENFORCEMENT  
ENGINEERING  
FORESTRY AND WILDLIFE  
HISTORIC PRESERVATION  
KAHOOLAWE ISLAND RESERVE COMMISSION  
LAND  
STATE PARKS

Mr. Clyde Namu'o, Administrator  
Office of Hawaiian Affairs  
711 Kapiolani Blvd., Suite 500  
Honolulu, HI 96813

Dear Mr. Namu'o:

Enclosed please find a copy of the following submittal that has been prepared for consideration by the Board of Land and Natural Resources:

Request for Special Use Permit from Hospice of Hilo to use the Large Pavilion and Certain Portions of the Wailoa River State Recreation Area in Hilo, Hawaii for their "2010 Celebration of Life" Fundraiser

Your comments, concerns, recommendations, etc., are appreciated. We would appreciate a response by August 4, 2009. If no response is received by that date, we will assume your agency has no comments.

Should you or your staff have any questions, please call me at (808) 587-0303.

Very truly yours,

A handwritten signature in black ink, appearing to read "Steve Thompson".

Stephen L. Thompson  
Parks Program Manager

Enc.

**EXHIBIT B**

09-223

PHONE (808) 594-1888

FAX (808) 594-1865



RECEIVED  
STATE PARKS DIV

2009 AUG 14 P 2:29

STATE OF HAWAII

OFFICE OF HAWAIIAN AFFAIRS

711 KAPI'OLANI BOULEVARD, SUITE 500  
HONOLULU, HAWAII 96813

DEPT OF LAND &  
NATURAL RESOURCES

HRD09/4588

August 4, 2009

Stephen L. Thompson, Parks Program Manager  
Department of Land and Natural Resources  
Division of State Parks  
P.O. Box 621  
Honolulu, HI 96809

**RE: Request for Special Use Permit from Hospice of Hilo to use the Large Pavilion and Certain Portions of the Wailoa River State Recreation Area in Hilo, Hawai'i for their "2010 Celebration of Life Fundraiser".**

Aloha e Stephen Thompson,

The Office of Hawaiian Affairs (OHA) received the above-mentioned letter on July 31, 2009, and note that comments were due today. This timeline is unreasonable. Nonetheless, OHA has reviewed the draft submittal, which would allow the Hospice of Hilo to obtain a Special Use Permit for the sixth annual "Celebration of Life" fundraiser on May 18, 2010 at the Wailoa River State Recreation Area.

Thank you for the opportunity to comment; however, OHA has no comments at this time. If you have further questions, please contact Heidi Guth by phone at (808) 594-1962, or e-mail her at [heidig@oha.org](mailto:heidig@oha.org).

'O wau iho nō me ka 'oia'i'o,

A handwritten signature in black ink, appearing to read "Clyde W. Nāmu'o".

Clyde W. Nāmu'o  
Administrator

C: OHA Hilo Community Resource Coordinator

Handwritten initials in black ink, possibly "HT".